

JS 44C/SDNY  
REV 06/01/17

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law except as provided by local rules of court. This form approved by the Judicial Conference of the United States in September 1974 is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS  
See Rider A

DEFENDANTS  
See Rider A

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)  
See Rider B

ATTORNEYS (IF KNOWN)  
See Rider B

CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)  
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)

General Motors LLC's Motion to Withdraw Reference, ECF No. 14434, In re Motors Liquidation Co., Case No. 09-50026 (Bankr. S.D.N.Y.)

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No ☐ Yes ☒ Judge Previously Assigned  
Furman

If yes, was this case Vol ☐ Invol ☐ Dismissed No ☒ Yes ☐ If yes, give date \_\_\_\_\_ & Case No. \_\_\_\_\_

IS THIS AN INTERNATIONAL ARBITRATION CASE? No ☒ Yes ☐

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS		ACTIONS UNDER STATUTES			
<b>CONTRACT</b>	<b>PERSONAL INJURY</b>	<b>PERSONAL INJURY</b>	<b>FORFEITURE/PENALTY</b>	<b>BANKRUPTCY</b>	<b>OTHER STATUTES</b>
<input type="checkbox"/> 110 INSURANCE	<input type="checkbox"/> 310 AIRPLANE	<input type="checkbox"/> 387 HEALTHCARE/	<input type="checkbox"/> 825 DRUG RELATED	<input type="checkbox"/> 422 APPEAL	<input type="checkbox"/> 375 FALSE CLAIMS
<input type="checkbox"/> 120 MARINE	<input type="checkbox"/> 315 AIRPLANE PRODUCT	<input type="checkbox"/> 388 PHARMACEUTICAL PERSONAL	<input type="checkbox"/> SEIZURE OF PROPERTY	<input type="checkbox"/> 28 USC 158	<input type="checkbox"/> 376 QUI TAM
<input type="checkbox"/> 130 MILLER ACT	<input type="checkbox"/> LIABILITY	<input type="checkbox"/> INJURY/PRODUCT LIABILITY	<input type="checkbox"/> 21 USC 881	<input checked="" type="checkbox"/> 423 WITHDRAWAL	<input type="checkbox"/> 400 STATE
<input type="checkbox"/> 140 NEGOTIABLE	<input type="checkbox"/> 320 ASSAULT LIBEL &	<input type="checkbox"/> 365 PERSONAL INJURY	<input type="checkbox"/> 690 OTHER	<input type="checkbox"/> 28 USC 157	<input type="checkbox"/> REAPPORTIONMENT
<input type="checkbox"/> 150 RECOVERY OF	<input type="checkbox"/> 330 FEDERAL	<input type="checkbox"/> PRODUCT LIABILITY			<input type="checkbox"/> 410 ANTITRUST
OVERPAYMENT &	EMPLOYERS	<input type="checkbox"/> 368 ASBESTOS PERSONAL	<b>PROPERTY RIGHTS</b>		<input type="checkbox"/> 430 BANKS & BANKING
ENFORCEMENT	LIABILITY	INJURY PRODUCT	<input type="checkbox"/> 820 COPYRIGHTS		<input type="checkbox"/> 450 COMMERCE
OF JUDGMENT	<input type="checkbox"/> 340 MARINE	LIABILITY	<input type="checkbox"/> 830 PATENT		<input type="checkbox"/> 460 DEPORTATION
<input type="checkbox"/> 151 MEDICARE ACT	<input type="checkbox"/> 345 MARINE PRODUCT	<b>PERSONAL PROPERTY</b>	<input type="checkbox"/> 835 PATENT ABBREVIATED NEW DRUG APPLICATION		<input type="checkbox"/> 470 RACKETEER INFLU
<input type="checkbox"/> 152 RECOVERY OF	LIABILITY	<input type="checkbox"/> 370 OTHER FRAUD	<input type="checkbox"/> 840 TRADEMARK		ENCED & CORRUPT
DEFAULTED	<input type="checkbox"/> 350 MOTOR VEHICLE	<input type="checkbox"/> 371 TRUTH IN LENDING			ORGANIZATION ACT
STUDENT LOANS	<input type="checkbox"/> 355 MOTOR VEHICLE				(RICO)
(EXCL VETERANS)	PRODUCT LIABILITY			<b>SOCIAL SECURITY</b>	<input type="checkbox"/> 480 CONSUMER CREDIT
<input type="checkbox"/> 153 RECOVERY OF	<input type="checkbox"/> 380 OTHER PERSONAL	<input type="checkbox"/> 380 OTHER PERSONAL	<b>LABOR</b>	<input type="checkbox"/> 881 HIA (1395f)	<input type="checkbox"/> 480 CABLE/SATELLITE TV
OVERPAYMENT	INJURY	PROPERTY DAMAGE	<input type="checkbox"/> 710 FAIR LABOR	<input type="checkbox"/> 882 BLACK LUNG (923)	<input type="checkbox"/> 850 SECURITIES/
OF VETERANS	<input type="checkbox"/> 382 PERSONAL INJURY	<input type="checkbox"/> 385 PROPERTY DAMAGE	<input type="checkbox"/> 720 LABOR/MGMT	<input type="checkbox"/> 883 DIWC/DIWW (405(g))	COMMODITIES/
BENEFITS	MED MALPRACTICE	PRODUCT LIABILITY	<input type="checkbox"/> STANDARDS ACT	<input type="checkbox"/> 884 SSID TITLE XVI	EXCHANGE
<input type="checkbox"/> 160 STOCKHOLDERS		<b>PRISONER PETITIONS</b>	<input type="checkbox"/> 740 RAILWAY LABOR ACT	<input type="checkbox"/> 885 RSI (405(g))	<input type="checkbox"/> 890 OTHER STATUTORY
SUITS		<input type="checkbox"/> 483 ALIEN DETAINEE	<input type="checkbox"/> 751 FAMILY MEDICAL		ACTIONS
<input type="checkbox"/> 190 OTHER	<b>ACTIONS UNDER STATUTES</b>	<input type="checkbox"/> 510 MOTIONS TO	<input type="checkbox"/> 761 EMPLOYEE INC	<b>FEDERAL TAX SUITS</b>	<input type="checkbox"/> 891 AGRICULTURAL ACTS
CONTRACT	<b>CIVIL RIGHTS</b>	<input type="checkbox"/> VACATE SENTENCE	<input type="checkbox"/> 790 OTHER LABOR	<input type="checkbox"/> 870 TAXES (U.S. Plaintiff or	
<input type="checkbox"/> 195 CONTRACT	<input type="checkbox"/> 440 OTHER CIVIL RIGHTS	<input type="checkbox"/> 28 USC 2255	LITIGATION	Defendant)	<input type="checkbox"/> 893 ENVIRONMENTAL
PRODUCT	(Non Prisoner)	<input type="checkbox"/> 530 HABEAS CORPUS	<input type="checkbox"/> 791 EMPL RET INC	<input type="checkbox"/> 871 IRS THIRD PARTY	MATTERS
LIABILITY		<input type="checkbox"/> 535 DEATH PENALTY	SECURITY ACT (ERISA)	<input type="checkbox"/> 28 USC 7809	<input type="checkbox"/> 895 FREEDOM OF
<input type="checkbox"/> 196 FRANCHISE	<input type="checkbox"/> 441 VOTING	<input type="checkbox"/> 540 MANDAMUS & OTHER	<b>IMMIGRATION</b>		INFORMATION ACT
	<input type="checkbox"/> 442 EMPLOYMENT		<input type="checkbox"/> 462 NATURALIZATION		<input type="checkbox"/> 896 ARBITRATION
<b>REAL PROPERTY</b>	<input type="checkbox"/> 443 HOUSING/	<b>PRISONER CIVIL RIGHTS</b>	APPLICATION		<input type="checkbox"/> 899 ADMINISTRATIVE
<input type="checkbox"/> 210 LAND	ACCOMMODATIONS	<input type="checkbox"/> 550 CIVIL RIGHTS	<input type="checkbox"/> 465 OTHER IMMIGRATION		PROCEDURE ACT/REVIEW OR
CONDEMNATION	<input type="checkbox"/> 445 AMERICANS WITH	<input type="checkbox"/> 555 PRISON CONDITION	ACTIONS		APPEAL OF AGENCY DECISION
<input type="checkbox"/> 220 FORECLOSURE	DISABILITIES	<input type="checkbox"/> 560 CIVIL DETAINEE			<input type="checkbox"/> 950 CONSTITUTIONALITY OF
<input type="checkbox"/> 230 RENT LEASE &	EMPLOYMENT	CONDITIONS OF CONFINEMENT			STATE STATUTES
EJECTMENT	<input type="checkbox"/> 446 AMERICANS WITH				
<input type="checkbox"/> 240 TORTS TO LAND	DISABILITIES OTHER				
<input type="checkbox"/> 245 TORT PRODUCT	<input type="checkbox"/> 448 EDUCATION				
LIABILITY					
<input type="checkbox"/> 290 ALL OTHER					
REAL PROPERTY					

Check if demanded in complaint

☒ CHECK IF THIS IS A CLASS ACTION  
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.  
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?  
IF SO, STATE

DEMAND \$ \_\_\_\_\_ OTHER TBD

JUDGE Furman

DOCKET NUMBER 14-2543

Check YES only if demanded in complaint

JURY DEMAND ☐ YES ☒ NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32)

(PLACE AN x IN ONE BOX ONLY)

ORIGIN

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from (Specify District) ☐ 6 Multidistrict Litigation (Transferred) ☐ 7 Appeal to District Judge from Magistrate Judge
- ☐ a all parties represented ☐ b At least one party is pro se ☐ 8 Multidistrict Litigation (Direct File)

(PLACE AN x IN ONE BOX ONLY)

BASIS OF JURISDICTION

IF DIVERSITY, INDICATE CITIZENSHIP BELOW.

- ☐ 1 U S PLAINTIFF ☐ 2 U S DEFENDANT ☒ 3 FEDERAL QUESTION ☐ 4 DIVERSITY  
(U S NOT A PARTY)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

	PTF	DEF		PTF	DEF		PTF	DEF
CITIZEN OF THIS STATE	[ ]	[ ]	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[ ]	[ ]	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[ ]	[ ]
CITIZEN OF ANOTHER STATE	[ ]	[ ]	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[ ]	[ ]	FOREIGN NATION	[ ]	[ ]

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

General Motors LLC  
300 Renaissance Center  
Detroit, Michigan 48243

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

GUC Trust Administrator  
Wilmington Trust Company  
1100 North Market Street (Rodney Square North)  
Wilmington, Delaware 19890  
Attn: Corporate Trust Administration

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT AT THIS TIME I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS

The Signatory Plaintiffs

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21

Check one THIS ACTION SHOULD BE ASSIGNED TO ☐ WHITE PLAINS ☒ MANHATTAN

DATE 02/25/2019 SIGNATURE OF ATTORNEY OF RECORD *Paul B. Day*

ADMITTED TO PRACTICE IN THIS DISTRICT

[ ] NO  
[x] YES (DATE ADMITTED Mo 05 Yr 1994)  
Attorney Bar Code # PB 4434

RECEIPT #

Magistrate Judge is to be designated by the Clerk of the Court

Magistrate Judge \_\_\_\_\_ is so Designated

Ruby J Krajick, Clerk of Court by \_\_\_\_\_ Deputy Clerk, DATED \_\_\_\_\_

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)

**Rider A**

General Motors LLC is seeking to withdraw the reference from the Bankruptcy Court for the Southern District of New York (the "Bankruptcy Court") with respect to a contested matter involving General Motors LLC, the Motors Liquidation Company GUC Trust and the Signatory Plaintiffs, as defined in that certain Settlement Agreement attached to the *Economic Loss Plaintiffs' Motion to: (1) Extend Bankruptcy Rule 7023 to These Proceedings; (2) Approve the Form and Manner of Notice; (3) Grant Class Certification for Settlement Purposes Upon Final Settlement Approval; (4) Appoint Class Representatives and Class Counsel for Settlement Purposes; and (5) Approve the Settlement Agreement By and Among the Signatory Plaintiffs and the GUC Trust Pursuant to Rule 23*, available at ECF No. 14408 in *In re Motors Liquidation Co.*, Case No. 09-50026 (Bankr. S.D.N.Y.) (Glenn, J.). Proceedings relating to the Settlement Agreement are currently pending before the Bankruptcy Court.

Additionally, the cause of action under which General Motors LLC is seeking to withdraw the reference is 28 U.S.C. § 157, even though the basis for the district court's jurisdiction is not diversity.

**Rider B**

**Plaintiff General Motors LLC's Counsel**

**Bankruptcy Counsel for General Motors LLC**

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-and-

King & Spalding LLP  
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Attn: Arthur Steinberg, Esq., and Scott Davidson, Esq.

**MDL 2543 Counsel for General Motors LLC**

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**Defendants' Counsel**

**Counsel for the Motors Liquidation Company GUC Trust Administrator**

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Telephone: (212) 248-3140  
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**Counsel for Certain Ignition Switch and Non-Ignition Switch Plaintiffs (Bankruptcy Court)**

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Attn: Edward S. Weisfelner, Esq., and Howard S. Steel, Esq.

-and-

Stutzman, Bromberg, Esserman & Plifka, P.C.  
2323 Bryan Street, Suite 2200  
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Counsel for Certain Ignition Switch and Non-Ignition Switch Plaintiffs (MDL Court)

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-and-

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